

Clarence Maddox  
Clerk, U.S. District Court  
299 E. Broward Blvd  
Fort Lauderdale FL 33301

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November 26, 2001

RE: 01-15288-B USA v. Alsona Patricia Henry  
DC DKT NO.: 00-06315 CR-WPD

TO: Clarence Maddox  
CC: Patrick Hunt  
CC: Kathleen M. Williams  
CC: Bruce Brown  
CC: Guy A. Lewis  
CC: Anne R. Schultz  
CC: Administrative File  
CC: Administrative File

96/48

**United States Court of Appeals**

Eleventh Circuit  
56 Forsyth Street, N.W.  
Atlanta, Georgia 30303

**Thomas K. Kahn**  
Clerk

In Replying Give Number  
Of Case And Names of Parties

November 26, 2001

Clarence Maddox  
Clerk, U.S. District Court  
299 E. Broward Blvd  
Fort Lauderdale FL 33301

RE: 01-15288-B USA v. Alsona Patricia Henry  
DC DKT NO.: 00-06315 CR-WPD

The enclosed certified copy of this Court's order dismissing the appeal for lack of jurisdiction is issued in lieu of the mandate of this court.

Please acknowledge receipt by returning the enclosed copy of this letter.

Sincerely,

THOMAS K. KAHN, Clerk

Reply To: Dwight Briggs (404) 335-6181

Encl.

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155

IN THE UNITED STATES COURT OF APPEALS  
FOR THE ELEVENTH CIRCUIT

No. 01-15288-B

00-6315-cr-WPD

UNITED STATES OF AMERICA,

versus

ALSONA PATRICIA HENRY,  
a.k.a. Sonia Patricia Henry,

Plaintiff-Appellee,

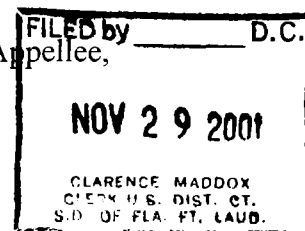
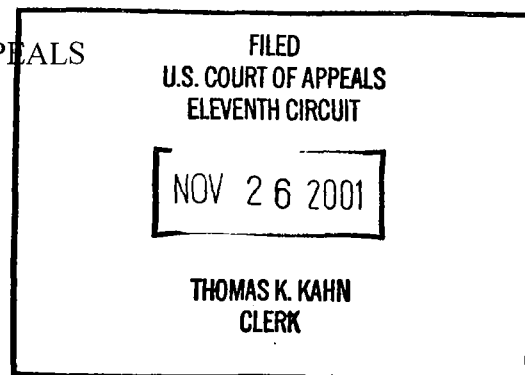
Defendant-Appellant.

Appeal from the United States District Court for the  
Southern District of Florida

Before: **ANDERSON, Chief Judge, HULL and WILSON, Circuit Judges.**

BY THE COURT:

This appeal is DISMISSED for lack of jurisdiction. Appellant Alsona Patricia Henry's pro notice of appeal, even if deemed filed on the August 29, 2001, date on that item, was untimely because it was not filed within ten days of the July 17, 2001, entry of the judgment and commitment order. See Fed.R.App.P. 4(b)(1)(A) & (c)(1); Houston v. Lack, 487 U.S. 266, 276, 108 S.Ct. 2379, 2385, 101 L.Ed. 2d 245 (1988). Additionally, even if deemed filed on August 29, the notice was not filed within the additional time permitted for filing a motion for extension of time to appeal and



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ELEVENTH CIRCUIT  
BY: Vaughn Biggs  
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cannot be construed as such a motion. See Fed.R.App.P. (b)(4); United States v. Ward, 696 F.2d 1315, 1317-18 (11th Cir.), cert. denied, 461 U.S. 934 (1983).